

The City Council of the City of Mattoon held a regular meeting in the Council Chambers at City Hall on April 18, 2006 at 7:00 p.m. after a 6:30 p.m. caucus session.

Mayor White presiding.

Mayor White led the Pledge of Alliance.

The following members of the Council answered roll call: YEA Commissioner David Cline, YEA Commissioner Randy Ervin, YEA Commissioner Joseph McKenzie, YEA Commissioner David Schilling, YEA Mayor Charles E. White.

Also in attendance were City personnel: City Administrator Alan Gilmore, City Attorney/Treasurer J. Preston Owen, Fire Chief Bruce Grafton, Deputy Fire Chief Andy Adair, Police Chief Larry Metzelaars, Technology Coordinator Brian Johanpeter, Community Development Coordinator Kyle Gill, and City Clerk Susan O’Brien.

**CONSENT AGENDA:**

*Items listed on the Consent Agenda are considered to be routine in nature and will be enacted by one motion. Prior to asking for a motion to approve the Consent Agenda, the mayor will ask if anyone desires to remove an item from the Consent Agenda for public discussion. No separate discussion of these items will occur unless a Council Member requests the item to be removed from the Consent Agenda. If an item is removed from the Consent Agenda, it will be considered elsewhere on the agenda for this meeting.*

Mayor White seconded by Commissioner Schilling move to approve the consent agenda consisting of minutes of the regular meeting April 4 and special meeting April 11, 2006; Fire and Police department reports for the month of March, 2006; payroll and bills for the first half of April; Council Decision Request 2006-599, ratifying the Mayor’s appointment of Joe Tilman to the Electrical Board for a four-year term expiring 04/30/2010; Council Decision Request 2006-600, approving the amendment to the Flexible Spending Accounts Plan Document and Agreement for Administrative Services due to HIPAA compliance requirements; Council Decision Request 2006-601, approving five grants totaling \$13,000 from the Hotel/Motel Tax Funds to the following applicants for use in FY2006/2007 to promote their tourism activities:

- \$5,000 to Mattoon Babe Ruth for the Illinois Cal Ripken 12-year olds Baseball State Tournament to be held July 13-16, 2006.
- \$2,000 to Mattoon Junior Baseball, Inc. for the 8<sup>th</sup> Annual Fourth of July Tournament to be held July 6-9, 2006.
- \$2,000 to Coles County Amateur Golf Championship for the Coles County Amateur Golf Outing to be held June 24-25, 2006.
- \$2,000 to IHSA Spring Spectacular for the State High School events to be held May 19-20 and May 26-27, 2006.
- \$2,000 to Mattoon Athletics Booster Club for the Holiday Half Marathon to be held on November 25, 2006.

**Bills and Payroll for the first half of April**

**General Fund**

Payroll		\$	238,582.76
Bills		\$	<u>48,889.51</u>
	Total	\$	287,472.27

**Hotel Tax Fund**

Payroll		\$	544.00
Bills		\$	<u>596.21</u>
	Total	\$	1,140.21

**Festival Management Fund**

Bills		\$	<u>799.21</u>
	Total	\$	799.21

**Insurance & Tort Judgment**

Bills		\$	<u>37,159.40</u>
	Total	\$	37,159.40

**Midtown TIF Fund**

Bills		\$	<u>400.00</u>
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	Total	\$ 400.00
<b><u>Capital Project Fund</u></b>		
Bills		\$ 427.00
	Total	\$ 427.00
<b><u>Water Fund</u></b>		
Payroll		\$ 23,889.30
Bills		\$ 14,389.62
	Total	\$ 38,278.92
<b><u>Sewer Fund</u></b>		
Payroll		\$ 28,704.23
Bills		\$ 14,627.71
	Total	\$ 43,331.94
<b><u>Cemetery Fund</u></b>		
Payroll		\$ 2,892.02
Bills		\$ 3,335.86
	Total	\$ 6,227.88
<b><u>Motor Fuel Tax Fund</u></b>		
Bills		\$ 1,145.27
	Total	\$ 1,145.27
<b><u>Health Insurance</u></b>		
Bills		\$ 28,887.12
	Total	\$ 28,887.12

Mayor White declared the consent agenda motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

**PUBLIC PRESENTATIONS:**

*This portion of the City Council meeting is reserved for persons who desire to address the Council. The Illinois Open Meeting Act mandates that the City Council may NOT take action on comments received on matters that have not been identified on this agenda, but the Council may direct staff to address the topic or refer the matter for action on the agenda for another meeting. Persons addressing the Council are requested to limit their presentations to three minutes and to avoid repetitious comments.*

Commissioner Schilling announced the City's interest and support of the FutureGen project with the potential of permanent jobs to the community, and invited the public to the public meeting dated April 24, 2006 at the Riddle School cafeteria.

Mr. Lewis Mitchell and Mr. Danny Mitchell addressed the Council with the flooding issues and sidewalk concerns on Commercial Street as a result of the deluge of rains received last week. Commissioner McKenzie stated the drainage problems were citywide. Mayor White directed Commissioner McKenzie and Public Works Director David Wortman to evaluate the situation and respond to Mr. Mitchell's issues.

**Public Hearing:**

Council held a public hearing in the City of Mattoon City Hall Council Chambers on the proposed Illinois CDAP economic development applications for \$250,000 cost of a new roof on the manufacturing plant of ANAMET Electrical, Inc., 1000 Broadway Avenue East with total project costs of \$762,220. City Attorney/Treasurer Owen opened the hearing at 7:08 p.m., and introduced Mr. Doug McDermant of Coles County Regional Planning and Development Commission, who gave details on the project. Mr. McDermant introduced Kathy Syfert and Terrall Stewart of Anamet Electrical, Inc. Mr. McDermant reviewed the company's efforts to maintain the improvements for their building, the need of a new roof, the roof construction process, retaining of jobs, timeline, other financing to fund the project, other locations outside of the United States, benefits for low-moderate income employees, and no displacement. Mr. McDermant opened the floor for questions or comments. There were no questions/comments from the floor.

Mr. McDermant described previously important projects in Mattoon and requested any additional projects. There were no other additional projects. City Attorney/Treasurer Owen opened the floor for discussion and comments. There were no additional comments or discussion. City Attorney/Treasurer Owen closed the public hearing at 7:20 p.m.

Mayor White seconded by Commissioner Schilling moved to adopt Resolution 2006-2647, authorizing and supporting a \$250,000 CDAP economic development loan to ANAMET Electrical, Inc. This loan would fully encumber the cash balance of the City's Revolving Loan Fund to comply with a condition of the CDAP grant for infrastructure in the Mattoon Enterprise Park for a warehouse to serve Justrite Manufacturing Company. The balance of the loan proceeds would be derived from a CDAP Grant from the Illinois Department of Commerce and Economic Opportunity to Mattoon's Revolving Loan Fund.

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CITY OF MATTOON, ILLINOIS

RESOLUTION NO. 2006-2647

**A RESOLUTION SUPPORTING A PROPOSED \$250,000 ILLINOIS CDAP GRANT APPLICATION TO BE USED TO ASSIST ANAMET ELECTRICAL, INC WITH THE COST OF A BUILDING IMPROVEMENT (NEW INDUSTRIAL GRADE ROOF) TO RETAIN ITS MANUFACTURING FACILITY IN THE MATTOON, ILLINOIS COMMUNITY AND AUTHORIZING THE MAYOR TO EXECUTE DOCUMENTS AGREEING TO TERMS, CONDITIONS, UNDERSTANDINGS AND ASSURANCES CONTAINED IN THE GRANT APPLICATION**

**WHEREAS**, Anamet Electrical, Inc. is proposing to install a new 234,000 square foot industrial grade roof improvement that will retain 104 Full-Time-Equivalent (FTE) jobs for the local economy; and

**WHEREAS**, The said new roof improvement total cost is estimated to be \$748,440; and

**WHEREAS**, The First National Bank in Mattoon, Illinois has pledged \$374,200 for said new roof improvement; and

**WHEREAS**, the City of Mattoon has pledged \$138,000 of the City's Community Development Assistance Program (C.D.A.P.) Revolving Loan Fund (RLF) for said new roof improvement; and

**WHEREAS**, the City of Mattoon is applying to the State of Illinois for a \$250,000 Community Development Assistance Program (C.D.A.P.) grant, \$236,220 of which is to be used as a loan to Anamet Electrical, Inc. for said new roof improvement and \$13,780 to be used as a grant to defray the costs of C.D.A.P. Grant Administration; and,

**WHEREAS**, it is necessary that the application be made and agreements be entered into with the Illinois Department of Commerce and Economic Development incidental to this C.D.A.P. Grant.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS**, as follows:

**Section 1.** The Mayor is authorized to apply for a \$250,000 CDAP Grant from the Illinois Department of Commerce and Economic Opportunity to assist Anamet Electrical, Inc. with the cost of a building improvement (new industrial grade roof) to retain its manufacturing facility in the Mattoon, Illinois Community. The Mayor may enter into and agree to the understandings and assurances contained in said application on behalf of the City.

**Section 2.** The City Council hereby authorizes the Mayor to certify sources of financing and corresponding specific uses of funds for the Project as presented on "Exhibit A" to this resolution, a copy of which is attached hereto and incorporated herein by reference.

**Section 3.** The Mayor is authorized to provide such additional information as may be required to accomplish the obtaining of the CDAP Grant

Upon motion by Mayor White, seconded by Commissioner Schilling, adopted this 18<sup>th</sup> day of April, 2006, by a roll call vote, as follows:

AYES (Names): Commissioner Cline, Commissioner Ervin,  
Commissioner McKenzie, Commissioner Schilling,  
Mayor White

NAYS (Names): None

ABSENT (Names): None

Approved this 18<sup>th</sup> day of April, 2006.

/s/ Charles E. White

Charles E. White, Mayor  
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien

Susan O'Brien, City Clerk

/s/ J. Preston Owen

J. Preston Owen, City Attorney

Recorded in the Municipality's Records on April 19<sup>th</sup>, 2006.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Public Hearing:

Council held a public hearing in the City of Mattoon City Hall Council Chambers on the proposed budget for the fiscal year that will begin May 1, 2006 and end April 30, 2007. City Attorney/Treasurer Owen opened the hearing at 7:24 p.m., and stated the budget had been filed with the City Clerk on April 7, 2006 for public inspection. He further stated the budget included the general fund, enterprise funds, and health plan internal service fund, and was zero balanced. Attorney/Treasurer Owen opened the floor for questions. Mr. Lewis Mitchell inquired whether the budget was for the entire city. Attorney/Treasurer Owen stated the budget was for the entire city. Mr. Herb Meeker of the Journal Gazette inquired about total budget expenditures and whether the budget was balanced. Attorney/Treasurer Owen stated the budget expenditures were about \$25 million, and stated the budget had been balanced since his employment. Mr. Meeker inquired about significant increases in expenditures and any land acquisition expenditures. Attorney/Treasurer Owen stated a million dollar expenditure was through sales tax collections and for the south side drainage project which was for the entire project. Commissioner McKenzie added that the south side drainage project was the first step in possible curtailing of flooding issues by using basins for water retention. Attorney/Treasurer Owen requested further questions. There were no additional questions. Attorney/Treasurer Owen closed the hearing at 7:34 p.m.

Commissioner Cline seconded by Commissioner Schilling moved to adopt Special Ordinance 2006-1115, adopting the budget for the fiscal year that begins May 1, 2006 and ends April 30, 2007.

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CITY OF MATTOON, ILLINOIS

***SPECIAL ORDINANCE NO. 2006-1115***

AN ORDINANCE ADOPTING THE BUDGET FOR THE FISCAL  
YEAR THAT BEGAN MAY 1, 2006 AND ENDS APRIL 30, 2007  
FOR THE CITY OF MATTOON

**WHEREAS, Sections § 35.50 through § 35.59 of the Mattoon Code of Ordinances approved by the City Council on February 19, 2002 adopted enabling state statutes for an annual budget in lieu of an appropriation ordinance; and**

**WHEREAS, notice of a public hearing to consider review comments on the proposed budget was published in the *Mattoon Journal Gazette* on April 8, 2006, and**

**WHEREAS, a public hearing was held on April 18, 2006 at which hearing any taxpayer was given an opportunity to appear and be heard in favor of or against any of the proposed revenues and expenditures assumed in the tentative budget; and**

**WHEREAS, the process and procedures for the annual budget have been completed in accordance with provisions of Illinois Statutes 65 ILCS 5/8-2-9.1 through 65 ILCS 5/8-2-9.10 and Ordinance 2002-5101.**

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:**

**Section 1. Estimates of revenues and expenditures shown in the tentative budget titled "Tentative Budget" are hereby adopted as the budget for the City of Mattoon's for the fiscal year that began May 1, 2006 and ends April 30, 2007, but with changes as contained in the "Adopted Budget" as attached hereto.**

Section 2. **The budget as it has been adopted is attached and incorporated herein by reference.**

Section 3. **This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.**

Section 4. **This ordinance shall be effective upon its approval as provided by law.**

Upon motion by \_\_\_\_\_ Commissioner Cline \_\_\_\_\_, seconded by \_\_\_\_\_ Commissioner Schilling \_\_\_\_\_, adopted this 18<sup>th</sup> day of April, 2006, by a roll call vote, as follows:

AYES (Names): Commissioner Cline, Commissioner Ervin,  
Commissioner McKenzie, Commissioner Schilling,  
Mayor White

NAYS (Names): None

ABSENT (Names): None

Approved this 18<sup>th</sup> day of April, 2006.

/s/ Charles E. White  
Charles E. White, Mayor  
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien  
Susan O'Brien, City Clerk

/s/ J. Preston Owen  
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on April 19<sup>th</sup>, 2006.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

**NEW BUSINESS:**

Commissioner McKenzie seconded by Commissioner Cline moved to approve Council Decision Request 2006-602, awarding the bid for repaving City Hall parking lot to Howell Paving in the amount of \$50,149.22.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Mayor White seconded by Commissioner Ervin moved to adopt Special Ordinance 2006-1116, approving contract modifications to provide environmental consulting services in conjunction with the IEPA Brownfields Redevelopment Grant Program at 2400 Marshall Avenue.

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**CITY OF MATTOON, ILLINOIS**

***SPECIAL ORDINANCE NO. 2006-1116***

**AN ORDINANCE AUTHORIZING A \$117,487 AMENDMENT TO A GRANT APPLICATION TO THE ILLINOIS EPA FOR REMEDIATION OF CONTAMINATED REAL ESTATE LOCATED AT 2400 MARSHALL AVENUE**

**WHEREAS**, Phase I and II Environmental Assessments of real estate located at 2400 Marshall Avenue, formerly OMEGA property and now owned by the U.S. Department of Justice, has identified potential soil and/or groundwater contamination resulting from past use of

the site; and

**WHEREAS**, Municipal Brownfields Redevelopment Grants are available from the Illinois Environmental Protection Agency (IEPA) to assist with site characterization, remedial planning and implementation of remedial measures to clean up contaminated sites, when the party responsible for the contamination can not be identified or if it is not economically feasible to hold the responsible party accountable for cleaning up the contamination; and

**WHEREAS**, the federal government has pledged to contribute up to \$50,532 in cash for the 30% matching share required for this grant; and

**WHEREAS**, Fred Biggs Electric, an adjacent land owner, intends to acquire this site upon evidence of a No Further Remediation (NFR) Letter from IEPA; and

**WHEREAS**, it would be in the public interest for the City of Mattoon to seek a grant amendment to implement measures necessary to obtain a NFR clearance for the site so it can be sold, returned to beneficial use and generate tax revenues.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS**, as follows:

**Section 1.** The City Attorney & Treasurer is authorized to sign and submit a \$117,487 amendment to the Municipal Brownfields Redevelopment Grant from the Illinois EPA (IEPA) for site characterization, remedial planning and remediation of contaminated real estate located at 2400 Marshall Avenue. The City of Mattoon would be providing in-kind services of personnel and equipment valued at \$4,400 for administration and management of the project to be assisted by the grant. The remainder of the requirement for the matching share of this grant would be financed by the U.S. Department of Justice, U.S. Marshals Service.

**Section 2.** In approving this ordinance, the City Council acknowledges:

(A) That the municipality must incur the expenses anticipated for the site characterization, remedial planning and remediation before it will be reimbursed by the grant or the U.S. Marshals Service; and

(B) That additional, as of yet un-quantified, money resources will be needed to implement measures identified in the IEPA approval remedial plan.

**Section 3.** The City Council hereby designates the City Attorney & Treasurer to be the municipal official authorized to execute documents incidental to accepting the grant authorized by this ordinance and to administer the project that would be assisted by the grant funds.

**Section 4.** This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

**Section 5.** This ordinance shall be effective upon its approval as provided by law.

Upon motion by Mayor White, seconded by Commissioner Ervin, adopted this 18<sup>th</sup> day of April, 2006, by a roll call vote, as follows:

AYES (Names): Commissioner Cline, Commissioner Ervin,  
Commissioner McKenzie, Commissioner Schilling,  
Mayor White

NAYS (Names): None

ABSENT (Names): None

Approved this 18<sup>th</sup> day of April, 2006.

/s/ Charles E. White  
Charles E. White, Mayor  
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien

/s/ J. Preston Owen

Susan O'Brien, City Clerk

J. Preston Owen, City Attorney

Recorded in the Municipality's Records on April 19<sup>th</sup>, 2006.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner Cline seconded by Commissioner McKenzie moved to approve Council Decision Request 2006-603, approving a job description and posting of an Information Technology Assistant.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner Cline seconded by Commissioner McKenzie moved to approve Council Decision Request 2006-604, approving a job description and posting for an Administrative Assistant at the 12th Street Public Works location.

Commissioner Cline noted that this was not a new position previously filled by temporary staffing, and decided to replace with a full-time individual.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Mayor White seconded by Commissioner Schilling moved to adjourn at 7:37 p.m.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

/s/ Susan J. O'Brien  
City Clerk